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RCE\$ ZFW

PTO/SB/30 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

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# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:  
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P.O. Box 1450  
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Application Number	10/728,530
Filing Date	12/05/2003
First Named Inventor	Michael Ganser
Art Unit	2872
Examiner Name	Thong Q. Nguyen
Attorney Docket Number	LWEP:104aUS

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

## 1. Submission required under 37 CFR 1.114

Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- ii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

## 3. Fees

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-0822. I have enclosed a duplicate copy of this sheet.
- i. ☐ RCE fee required under 37 CFR 1.17(e)
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☒ Other Any additional filing fees required
- b. ☒ Check in the amount of \$ 790.00 enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Signature	<i>C. Richard Lohrman</i>	Date	June 30, 2005
Name (Print / Type)	C. Richard Lohrman	Registration No.	46,878

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature	<i>C. Richard Lohrman</i>	Date	June 30, 2005
Name (Print / Type)	C. Richard Lohrman		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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07/06/2005 NRCHAI 00000011 10728530

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Attorney Docket No. LWEP:104aUS  
U.S. Patent Application No. 10/728,530  
Reply to Office Action of March 30, 2005  
Date: June 30, 2005



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

U.S. Patent Application No.: 10/728,530

Confirmation No.: 8287

Applicant(s): Michael Ganser

Customer No.: 24041

Filed: December 5, 2003

For: AUTOMATED MICROSCOPE SYSTEM

TC/Art Unit: 2872

Examiner: Thong Q. Nguyen

Docket No.: LWEP:104aUS

### Certificate of Mailing by First Class Mail

I certify that this Amendment is being deposited on June 30, 2005 with the U.S. Postal Service as first class mail under 37 C.F.R. §1.8 and is addressed to the Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

A handwritten signature in black ink, appearing to read "C. Richard Lohrman".

C. Richard Lohrman  
Regis. No. 46,878

### REQUEST FOR CONTINUED EXAMINATION

Mail RCE  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Honorable Sir:

This Request for Continued Examination (RCE) is a reply to the Advisory Action dated June 13, 2005 and the Final Rejection dated March 30, 2005 regarding the above-identified patent application. Claims 1-5 have been cancelled. Claims 6-17 are currently rejected.

**Amendments to the Specification** begin on page 2 of this paper.

The **Current Status of the Claims** are reflected in the listing of claims which begins on page 3 of this paper.

**Amendments to the Drawings** begin on page 6 of this paper and include both an attached replacement sheet.

**Remarks** begin on page 7 of this paper.

An **Appendix** including amended drawing figures is attached following page 16 of this paper.